

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOSHUA PAYNE,

Plaintiff

V.

ROSS C. MILLER, et al.,

Defendants

No. 1:23cv269

(Judge Munley)

(Magistrate Judge Carlson)

ORDER

AND NOW, to wit, this 12th day of August 2024, it is hereby

ORDERED as follows:

1) Magistrate Carlson's report and recommendation (Doc. 18) is hereby

ADOPTED;

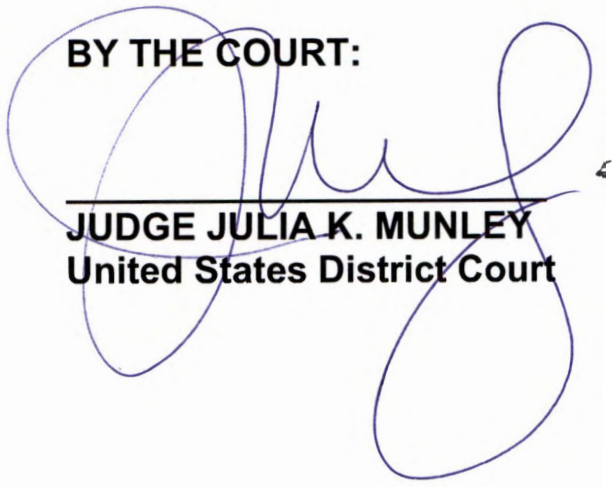
2) The plaintiff's objection (Doc. 19) is **OVERRULED**;

3) The defendants' motion to dismiss (Doc. 12) is **GRANTED**;

4) This case will proceed solely on plaintiff's First Amendment retaliation claim against Defendant Timpe; and

5) The Court of Clerk is directed to remand this Magistrate Judge Carlson for further proceedings.

BY THE COURT:



JUDGE JULIA K. MUNLEY
United States District Court